

MEMORANDUM



JOINT BUDGET COMMITTEE

TO Joint Budget Committee Members
FROM JBC Staff
DATE February 2, 2017
SUBJECT JBC Bill Drafts

This memo includes the following bill drafts for the Committees consideration.

- LLS 17-875 “Concerning the Establishment of Minimum Appropriation Amounts for Certain Types of Capital Construction Based on a Percentage of the Current Replacement Value of State Buildings.”(Alfredo Kemm)
- LLS 17-876 “Concerning a Requirement that the General Assembly Make Controlled Maintenance Appropriations For Every State Agency and State Institution of Higher Education in a Single Line Item to the Department of Personnel.” (Alfredo Kemm)
- LLS 17-919 “Concerning Adjustments in the Amount of Total Program Funding for Public Schools for the 2016-17 Budget Year, and, in Connection Therewith, Making an Appropriation.” (Craig Harper)

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
2.1.17

DRAFT

LLS NO. 17-0875.01 Esther van Mourik x4215

COMMITTEE BILL

Joint Budget Committee

BILL TOPIC: "Minimum Approp Amounts For Capital Construction"

A BILL FOR AN ACT

101 CONCERNING THE ESTABLISHMENT OF MINIMUM APPROPRIATION
102 AMOUNTS FOR CERTAIN TYPES OF CAPITAL CONSTRUCTION
103 BASED ON A PERCENTAGE OF THE CURRENT REPLACEMENT
104 VALUE OF STATE BUILDINGS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Joint Budget Committee. The bill requires the general assembly to appropriate an amount equal to a specified percentage of the current replacement value of state buildings for all capital construction projects

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Dashes through the words indicate deletions from existing statute.*

that are predominantly renovation projects, capital renewal, or controlled maintenance as follows:

- Fiscal Year 2017-18 - 0.6%;
- Fiscal Year 2018-19 - 0.7%;
- Fiscal Year 2019-20 - 0.8%;
- Fiscal Year 2020-21 - 0.9%;
- Fiscal Year 2021-22 and each fiscal year thereafter - 1%.

The bill also specifies that the general assembly may appropriate an amount in excess of the specified amount in each fiscal year for any additional capital construction, including new construction projects that are not predominantly renovation projects, capital renewal, or controlled maintenance.

The bill defines "predominantly renovation projects" as a capital construction project with at least 75% of the total project cost attributable to the remodeling or renovation of an existing capital asset rather than to the acquisition or construction of a new capital asset.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 24-75-303, **amend**
3 (1) as follows:

4 **24-75-303. Appropriation for capital construction - definitions**
5 **- repeal.** (1) (a) The general assembly shall make a capital construction
6 appropriation TO A STATE AGENCY OR A STATE INSTITUTION OF HIGHER
7 EDUCATION in such form, in such amounts, and from such funds as it
8 deems necessary and may appropriate either for construction or for
9 planning of any project, EXCEPT AS FOLLOWS:

10 (I) (A) FOR THE FISCAL YEAR COMMENCING JULY 1, 2017, THE
11 GENERAL ASSEMBLY SHALL APPROPRIATE AMOUNTS THAT TOTAL AT LEAST
12 SIX-TENTHS OF ONE PERCENT OF THE CURRENT REPLACEMENT VALUE OF
13 STATE BUILDINGS FOR CAPITAL CONSTRUCTION PROJECTS THAT ARE
14 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
15 CONTROLLED MAINTENANCE. THE GENERAL ASSEMBLY MAY APPROPRIATE
16 AMOUNTS IN EXCESS OF SIX-TENTHS OF ONE PERCENT OF THE CURRENT

1 REPLACEMENT VALUE OF STATE BUILDINGS FOR ANY ADDITIONAL CAPITAL
2 CONSTRUCTION, INCLUDING NEW CONSTRUCTION PROJECTS THAT ARE NOT
3 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
4 CONTROLLED MAINTENANCE.

5 (B) THIS SUBSECTION (1)(a)(I) IS REPEALED, EFFECTIVE JULY 1,
6 2019.

7 (II) (A) FOR THE FISCAL YEAR COMMENCING JULY 1, 2018, THE
8 GENERAL ASSEMBLY SHALL APPROPRIATE AMOUNTS THAT TOTAL AT LEAST
9 SEVEN-TENTHS OF ONE PERCENT OF THE CURRENT REPLACEMENT VALUE
10 OF STATE BUILDINGS FOR CAPITAL CONSTRUCTION PROJECTS THAT ARE
11 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
12 CONTROLLED MAINTENANCE. THE GENERAL ASSEMBLY MAY APPROPRIATE
13 AMOUNTS IN EXCESS OF SEVEN-TENTHS OF ONE PERCENT OF THE CURRENT
14 REPLACEMENT VALUE OF STATE BUILDINGS FOR ANY ADDITIONAL CAPITAL
15 CONSTRUCTION, INCLUDING NEW CONSTRUCTION PROJECTS THAT ARE NOT
16 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
17 CONTROLLED MAINTENANCE.

18 (B) THIS SUBSECTION (1)(a)(II) IS REPEALED, EFFECTIVE JULY 1,
19 2020.

20 (III) (A) FOR THE FISCAL YEAR COMMENCING JULY 1, 2019, THE
21 GENERAL ASSEMBLY SHALL APPROPRIATE AMOUNTS THAT TOTAL AT LEAST
22 EIGHT-TENTHS OF ONE PERCENT OF THE CURRENT REPLACEMENT VALUE OF
23 STATE BUILDINGS FOR CAPITAL CONSTRUCTION PROJECTS THAT ARE
24 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
25 CONTROLLED MAINTENANCE. THE GENERAL ASSEMBLY MAY APPROPRIATE
26 AMOUNTS IN EXCESS OF EIGHT-TENTHS OF ONE PERCENT OF THE CURRENT
27 REPLACEMENT VALUE OF STATE BUILDINGS FOR ANY ADDITIONAL CAPITAL

1 CONSTRUCTION, INCLUDING NEW CONSTRUCTION PROJECTS THAT ARE NOT
2 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
3 CONTROLLED MAINTENANCE.

4 (B) THIS SUBSECTION (1)(a)(III) IS REPEALED, EFFECTIVE JULY 1,
5 2021.

6 (IV) (A) FOR THE FISCAL YEAR COMMENCING JULY 1, 2020, THE
7 GENERAL ASSEMBLY SHALL APPROPRIATE AMOUNTS THAT TOTAL AT LEAST
8 NINE-TENTHS OF ONE PERCENT OF THE CURRENT REPLACEMENT VALUE OF
9 STATE BUILDINGS FOR CAPITAL CONSTRUCTION PROJECTS THAT ARE
10 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
11 CONTROLLED MAINTENANCE. THE GENERAL ASSEMBLY MAY APPROPRIATE
12 AMOUNTS IN EXCESS OF NINE-TENTHS OF ONE PERCENT OF THE CURRENT
13 REPLACEMENT VALUE OF STATE BUILDINGS FOR ANY ADDITIONAL CAPITAL
14 CONSTRUCTION, INCLUDING NEW CONSTRUCTION PROJECTS THAT ARE NOT
15 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
16 CONTROLLED MAINTENANCE.

17 (B) THIS SUBSECTION (1)(a)(IV) IS REPEALED, EFFECTIVE JULY 1,
18 2022.

19 (V) FOR THE FISCAL YEAR COMMENCING JULY 1, 2021, AND FOR
20 EACH FISCAL YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL
21 APPROPRIATE AMOUNTS THAT TOTAL AT LEAST ONE PERCENT OF THE
22 CURRENT REPLACEMENT VALUE OF STATE BUILDINGS FOR CAPITAL
23 CONSTRUCTION PROJECTS THAT ARE PREDOMINANTLY RENOVATION
24 PROJECTS, CAPITAL RENEWAL, OR CONTROLLED MAINTENANCE. THE
25 GENERAL ASSEMBLY MAY APPROPRIATE AMOUNTS IN EXCESS OF ONE
26 PERCENT OF THE CURRENT REPLACEMENT VALUE OF STATE BUILDINGS FOR
27 ANY ADDITIONAL CAPITAL CONSTRUCTION PROJECTS THAT ARE NOT

1 PREDOMINANTLY RENOVATION PROJECTS, CAPITAL RENEWAL, OR
2 CONTROLLED MAINTENANCE.

3 (b) FOR PURPOSES OF SUBSECTION (1)(a) OF THIS SECTION, UNLESS
4 THE CONTEXT OTHERWISE REQUIRES:

5 (I) "CURRENT REPLACEMENT VALUE OF STATE BUILDINGS" MEANS
6 THE CURRENT REPLACEMENT VALUE OF ALL GENERAL FUND SUPPORTED
7 STATE BUILDINGS AND ALL ACADEMIC FACILITIES AS DEFINED IN SECTION
8 23-1-106(10.3)(a), INCLUDING AN ACADEMIC FACILITY AS DEFINED IN THE
9 GUIDELINES DESCRIBED IN SECTION 23-1-106 (10.2)(b)(I) OF A STATE
10 INSTITUTION OF HIGHER EDUCATION.

11 (II) "PREDOMINANTLY RENOVATION PROJECTS" MEANS A CAPITAL
12 CONSTRUCTION PROJECT WITH AT LEAST SEVENTY-FIVE PERCENT OF THE
13 TOTAL PROJECT COST ATTRIBUTABLE TO THE REMODELING OR
14 RENOVATION OF AN EXISTING CAPITAL ASSET RATHER THAN TO THE
15 ACQUISITION OR CONSTRUCTION OF A NEW CAPITAL ASSET.

16 **SECTION 2. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, and safety.

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
2.1.17

DRAFT

LLS NO. 17-0876.01 Esther van Mourik x4215

COMMITTEE BILL

Joint Budget Committee

BILL TOPIC: "Single Line Item Approp For Controlled Maintenance"

A BILL FOR AN ACT

101 **CONCERNING A REQUIREMENT THAT THE GENERAL ASSEMBLY MAKE**
102 **CONTROLLED MAINTENANCE APPROPRIATIONS FOR EVERY**
103 **STATE AGENCY AND STATE INSTITUTION OF HIGHER EDUCATION**
104 **IN A SINGLE LINE ITEM TO THE DEPARTMENT OF PERSONNEL.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Joint Budget Committee. The bill requires the general assembly to make controlled maintenance appropriations for every state agency and state institution of higher education in a single line item to the department

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of personnel and not as a list of individual controlled maintenance appropriations to each state agency and state institution of higher education. The bill also renames the "emergency controlled maintenance account" in the capital construction fund the "controlled maintenance account".

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 24-75-303, **amend**
3 (1) as follows:

4 **24-75-303. Appropriations for capital construction and**
5 **controlled maintenance.** (1) (a) The general assembly shall make a
6 capital construction appropriation in such form, in such amounts, and
7 from such funds as it deems necessary and may appropriate either for
8 construction or for planning of any project.

9 (b) THE GENERAL ASSEMBLY SHALL MAKE CONTROLLED
10 MAINTENANCE APPROPRIATIONS FOR EVERY STATE AGENCY AND STATE
11 INSTITUTION OF HIGHER EDUCATION IN A SINGLE LINE ITEM TO THE
12 DEPARTMENT OF PERSONNEL AND NOT AS A LIST OF INDIVIDUAL
13 CONTROLLED MAINTENANCE APPROPRIATIONS TO EACH STATE AGENCY
14 AND STATE INSTITUTION OF HIGHER EDUCATION. THE OFFICE OF THE STATE
15 ARCHITECT SHALL BE RESPONSIBLE FOR MANAGING THE CONTROLLED
16 MAINTENANCE APPROPRIATION IN ACCORDANCE WITH SECTION 24-30-1303
17 (1)(k.5) AND (1)(t)(II) AND SECTION 24-37-304 (1)(c.3).

18 **SECTION 2.** In Colorado Revised Statutes, 24-30-1303.7, **repeal**
19 (1) as follows:

20 **24-30-1303.7. Controlled maintenance projects - flexibility in**
21 **administering appropriations.** (1) ~~When the actual cost of a controlled~~
22 ~~maintenance project exceeds the amount specifically appropriated for~~
23 ~~such project in the annual general appropriation act or when an~~

1 ~~emergency need arises for a new controlled maintenance project, the~~
2 ~~executive director may eliminate one or more projects authorized by~~
3 ~~appropriation in the general appropriation act and utilize the savings to~~
4 ~~cover such additional cost or the cost of the emergency project. When the~~
5 ~~actual cost of a controlled maintenance project is less than the amount~~
6 ~~specifically appropriated for such project in the annual general~~
7 ~~appropriation act, the executive director may apply such savings to other~~
8 ~~appropriated controlled maintenance projects.~~

9 **SECTION 3.** In Colorado Revised Statutes, 24-30-1303.9,
10 **amend** (5) as follows:

11 **24-30-1303.9. Eligibility for state controlled maintenance**
12 **funding - legislative declaration.** (5) Notwithstanding the eligibility
13 requirements specified in this section, if a need arises for emergency
14 controlled maintenance funding, the state agency or state institution of
15 higher education shall communicate such need to the state architect in
16 writing, and the state architect, in his or her discretion, may use moneys
17 in the ~~emergency~~ controlled maintenance account created in section
18 24-75-302 (3.2) to fund such emergency controlled maintenance need.
19 The state architect shall annually provide an emergency controlled
20 maintenance funding status report to the capital development committee
21 that shows spending for emergency controlled maintenance projects from
22 the ~~emergency~~ controlled maintenance account.

23 **SECTION 4.** In Colorado Revised Statutes, 24-75-108, **amend**
24 (2)(e) as follows:

25 **24-75-108. Intradepartmental transfers between**
26 **appropriations - repeal.** (2) None of the following transfers shall be
27 deemed to be between like purposes within the meaning of subsection (1)

1 of this section:

2 (e) Transfers between capital construction projects; except that
3 transfers between specific maintenance projects ~~or between controlled~~
4 ~~maintenance projects~~ may be made as authorized in the general
5 appropriation act;

6 **SECTION 5.** In Colorado Revised Statutes, 24-75-302, **amend**
7 (1)(a) and (3.2) as follows:

8 **24-75-302. Capital construction fund - capital assessment fees**
9 **- calculation - information technology capital account.** (1) (a) There
10 is hereby created the capital construction fund. The fund consists of
11 moneys transferred to the fund by the general assembly and moneys
12 credited to the fund pursuant to section 24-30-1310. Moneys in the capital
13 construction fund may be appropriated for capital construction, capital
14 renewal, controlled maintenance, or state highway reconstruction, repair,
15 and maintenance projects as requested pursuant to section 43-1-113 (2.5);
16 ~~C.R.S.~~; except that any moneys transferred to the capital construction
17 fund for state highway reconstruction, repair, and maintenance projects
18 may only be appropriated for such projects. The appropriation for projects
19 must be set forth in a single line item as a total sum. All unappropriated
20 balances in the fund at the close of any fiscal year must remain in the fund
21 and may not revert to the general fund. All unexpended or unencumbered
22 moneys from a capital construction fund appropriation to a state agency
23 or state institution of higher education for any fiscal year reverts to the
24 capital construction fund at the end of the period for which the moneys
25 are appropriated. Except as provided in ~~sections 2-3-1304 (1)(a.5) and~~
26 ~~24-30-1303.7 (1), C.R.S.~~ SECTION 2-3-1304 (1)(a.5), no portion of the
27 unexpended balance of a state agency's or state institution of higher

1 education's capital construction fund appropriation may be used by the
2 state agency or the state institution of higher education for any additional
3 projects that are beyond the scope or design of the original project
4 without further approval by the capital development committee of such
5 additional project. Anticipation warrants or checks may be issued against
6 the revenues of the fund as provided by law. Except as provided in
7 subsection (7) of this section, all interest earned from the investment of
8 moneys in the capital construction fund must remain in the fund and
9 become a part thereof.

10 (3.2) There is hereby created a special account within the capital
11 construction fund established pursuant to subsection (1) of this section to
12 be known as the emergency controlled maintenance account. The account
13 consists of any moneys appropriated to the account by the general
14 assembly. The moneys in the account are subject to annual appropriation
15 and may be used only to fund any unplanned and immediate controlled
16 maintenance needs pursuant to section 24-30-1303.9 (5). All moneys
17 unexpended or unencumbered in any fiscal year must remain in the
18 account.

19 **SECTION 6. Safety clause.** The general assembly hereby finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, and safety.

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
1.30.17

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LLS NO. 17-0919.01 Brita Darling x2241

COMMITTEE BILL

Joint Budget Committee

BILL TOPIC: "School Finance Mid-year Adjustments"

A BILL FOR AN ACT

101 CONCERNING ADJUSTMENTS IN THE AMOUNT OF TOTAL PROGRAM
102 FUNDING FOR PUBLIC SCHOOLS FOR THE 2016-17 BUDGET YEAR,
103 AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Joint Budget Committee. The general assembly recognizes that the actual funded pupil count and the actual at-risk pupil count were less than anticipated during the 2016 legislative session. In addition, local property tax and specific ownership tax receipts were less than anticipated, reducing the local share of total program funding. The bill

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reflects the general assembly's intent to maintain the state share of school districts' total program funding at the level of the original appropriation during the 2016 legislative session, and to adjust total program funding, after application of the negative factor, to reflect a reduction in the negative factor.

The bill appropriates \$3,950 cash funds from the state education fund to align the hold-harmless full-day kindergarten funding with the change in total program funding.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby finds and declares that:

4 (a) The actual funded pupil count and the actual at-risk pupil count
5 were less than anticipated when the appropriation was established during
6 the 2016 regular legislative session for total program funding for the
7 2016-17 budget year. As a result, total program funding is \$25,499,673
8 less than the appropriation made during the 2016 legislative session.

9 (b) In addition, based on the actual local property tax and specific
10 ownership taxes available to school districts for the 2016-17 budget year,
11 the local share of total program funding is \$23,077,754 less than
12 anticipated when appropriations were established during the 2016 regular
13 legislative session; and

14 (c) Although the reduction in total program funding due to a lower
15 than anticipated funded pupil count and at-risk pupil count more than
16 offsets the decrease in the local share of total program funding, the
17 general assembly's intent is to maintain the state share of school districts'
18 total program funding at the level of the original appropriation during the
19 2016 legislative session, and to adjust total program funding, after
20 application of the negative factor, to reflect a reduction in the negative
21 factor.

1 (2) Now, therefore, the general assembly finds it appropriate to
2 revise total program funding for the 2016-17 budget year to reflect the
3 reduction in the negative factor.

4 **SECTION 2.** In Colorado Revised Statutes, 22-54-104, **amend**
5 (5)(g)(I) introductory portion and (5)(g)(I)(G) as follows:

6 **22-54-104. District total program - definitions.** (5) For
7 purposes of the formulas used in this section:

8 (g) (I) For the 2010-11 budget year and each budget year
9 thereafter, the general assembly determines that stabilization of the state
10 budget requires a reduction in the amount of the annual appropriation to
11 fund the state's share of total program funding for all districts and the
12 funding for institute charter schools. The department of education shall
13 implement the reduction in total program funding through the application
14 of a negative factor as provided in this ~~paragraph (g)~~ SUBSECTION (5)(g).
15 For the 2010-11 budget year and each budget year thereafter, the
16 department of education and the staff of the legislative council shall
17 determine, based on budget projections, the amount of such reduction to
18 ensure the following:

19 (G) That, for the 2016-17 budget year, the sum of the total
20 program funding for all districts, including the funding for institute
21 charter schools, after application of the negative factor, is not less than ~~six~~
22 ~~billion three hundred ninety-four million five hundred twenty-eight~~
23 ~~thousand nine hundred thirty-one dollars (\$6,394,528,931)~~ SIX BILLION
24 THREE HUNDRED SEVENTY-TWO MILLION TWO HUNDRED EIGHTY-FOUR
25 THOUSAND ONE HUNDRED NINETY-FOUR DOLLARS (\$6,372,284,194);
26 except that the department of education and the staff of the legislative
27 council shall make mid-year revisions to replace projections with actual

1 figures, including but not limited to actual pupil enrollment, assessed
2 valuations, and specific ownership tax revenue from the prior year, to
3 determine any necessary changes in the amount of the reduction to
4 maintain a total program funding amount for the applicable budget year
5 that is consistent with this sub-subparagraph (G). For the 2017-18 budget
6 year, the difference between calculated statewide total program funding
7 and actual statewide total program funding must not exceed the difference
8 between calculated statewide total program funding and actual statewide
9 total program funding for the 2016-17 budget year.

DEPARTMENT OF
EDUCATION
APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	District Per Pupil						
2	Reimbursements for						
3	Juveniles Held in Jail	10,000			10,000 ^e		
4	At-risk Supplemental Aid	5,094,358			5,094,358 ^f		
5	At-risk Per Pupil						
6	Additional Funding	5,000,000			5,000,000 ^f		
7		<u>4,134,806,242</u>					
8		4,134,810,192					

^a Of this amount, \$83,329 shall be from the State Education Fund created in Section 17 (4) (a) of Article IX of the State Constitution and \$72,025 shall be from the Public Education Fund created in Section 39-22-4203 (1), C.R.S. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution.

^b This amount shall be transferred from the State Share of Districts' Total Program Funding line item appropriation in the Assistance to Public Schools section of this department.

^c This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1 ^d Of this amount, \$467,093,497 shall be from the State Education Fund created in Section 17 (4) (a) of Article IX of the State Constitution and \$56,253,349 shall be from the State Public
 2 School Fund created in Section 22-54-114 (1), C.R.S. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject
 3 to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution. Of the amount appropriated from the State Public School Fund, \$47,855,831 is
 4 estimated to be from federal mineral leasing revenues transferred to the State Public School Fund pursuant to Sections 22-54-114 (1) and 34-63-102, C.R.S., and \$8,397,518 is estimated
 5 to be from interest and income earned on the investment of money in the Public School Fund that is credited to the State Public School Fund pursuant to Section 22-41-102 (3) (d), C.R.S.

6 ^e These amounts shall be from the State Education Fund created in Section 17 (4) (a) of Article IX of the State Constitution. Pursuant to Section 17 (3) of Article IX of the State
 7 Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution.

8 ^f These amounts shall be from the State Public School Fund created in Section 22-54-114 (1), C.R.S., from interest and income earned on the investment of money in the Public School
 9 Fund that is credited to the State Public School Fund pursuant to Section 22-41-102 (3) (d), C.R.S.

12 **TOTALS PART III**

13 (EDUCATION)	\$5,452,310,190	\$2,891,189,305	\$873,835,000 ^a	\$1,005,881,952 ^b	\$33,075,421 ^c	\$648,328,512 ^d
	<u>5,452,314,140</u>			<u>\$1,005,885,902^b</u>		

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DRAFT
APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

- 1 ^a This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.
- 2 ^b Of this amount, \$3,403,844 contains an (I) notation.
- 3 ^c Of this amount, \$16,931,760 contains an (I) notation.
- 4 ^d This amount contains an (I) notation.

5

1 **SECTION 4. Safety clause.** The general assembly hereby finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, and safety.